



Posted: 04/16/10

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DIVISION OF PROFESSIONAL REGULATION

PUBLIC MEETING MINUTES:	Board of Massage and Bodywork
MEETING DATE AND TIME:	Thursday, March 12, 2010 at 11:30 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , second floor Cannon Building
MINUTES APPROVED:	April 15, 2010

MEMBERS PRESENT

Lora Bryner, Professional Member, President
Cindy Horsman, Professional Member, Vice President
Gordon Gelley, Public Member, Secretary
Sharon Harris, Public Member
Diane Langston, Public Member

MEMBERS ABSENT

None

DIVISION STAFF/DEPUTY ATTORNEY GENERAL/COURT REPORTER

Eileen Heeney, Deputy Attorney General
Nancy Fields, Administrative Specialist
James Collins, Division Director
Kay Warren, Deputy Division Director

CALL TO ORDER

Ms. Bryner called the meeting to order at 11:48 a.m.

REVIEW OF MINUTES

The Board reviewed the minutes from the February 18, 2010 meeting. A motion was made by Ms. Horsman, seconded by Mr. Gelley, to approve the minutes as presented. The motion unanimously carried.

UNFINISHED BUSINESS

Review of Sunset Review Minutes

The Board reviewed the minutes from the February 3, 2010 Joint Sunset Committee meeting. The Committee had a few questions and concerns, because of the meeting, which they wanted addressed before the next meeting held on Tuesday, March 16, 2010.

Comments, Suggestions, and Replies to the Joint Sunset Committee

The Board addressed the questions from the Committee. Currently, the Massage profession has many different modalities and more are being created all the time. The Board suggests that a baseline Massage Therapist license be established first and then the practitioners who have their Massage Therapist license can branch out into other specialties areas; Reiki and energy work will be the only exemptions because the skin is not being manipulated and not considered a modality of massage. In the future, the Board may revisit the issue of adding more modalities but currently they do not want to make any changes to the definition of massage and/or bodywork or the modalities in the Statute.

The Committee had made a suggestion that disclosure forms be used by the Certified Massage Technicians (CMT) so that the public is aware that they are CMT's and not legally able to offer therapeutic massages or take prescriptions from doctors. Samples of disclosure and input forms will be submitted for the Committee for their review.

President's Report

Ms. Bryner contacted all of the Delaware Massage Schools and briefly advised them of the proposal to phase out the Technician tier of licensure into one tier, Massage Therapists. The schools were all in favor of a one-tier licensure and some offered suggestions and comments. She also was informed that currently only one school offers a 300-hour program and all other schools offer the 600 to 900 hour programs. The poll shows that there will be approximately 200 new graduates of a 600+-hour program by the end of 2010.

Ms. Bryner also assisted Ms. Fields with doing a survey at the Division of Professional Regulation to find out how many hours current certified Technician's have on file at this time and which Massage School they attended. The survey shows that 14% of current Certified Technicians have completed 100 to 299 hours, 50% have completed 200 to 499 hours, and 36% have completed 500 or more hours. This does not account for all the students who received their certification in order to start working, continued or finished school, and did not pursue their Massage Therapist license. This would increase the percentage of Technician's who have obtained over 500 hours.

Because of the survey of files and poll of schools, the Board would like to make several recommendations to the Committee at the next meeting. One suggestion is that Delaware adopt the NCBTMB's NESL exam, which does not have a minimum education requirement. The exam questions used are from their current exams that have been accepted by the Board and current Certified Technicians would take this exam in order to be licensed as a Therapist without having to go back to school. So that the Board is making does not burden the Technician's financially, they are recommending that the exam be accepted in lieu of taking 24 CEUs. The NESL exam will not nationally certify the practitioner, however, they can apply to upgrade to nationally certification when they qualify or desire to do so. Technicians can also take on of the NCBTMB's accepted exams in order to be nationally certified.

Another proposal will be to increase the number of CEUs for Technicians from 12 to 24 for the 2010 – 2012 renewal period.

Other points of interest and topics of discussion were adding tougher restrictions on Expired licensees, adopting the NCBTMB code of ethics and standards of practice, privacy and sexual boundaries in the profession and the FSTMB's MBLEx exam.

NEW BUSINESS

Ratification of Certified Massage Technician Applications

A motion was made by Mr. Gelley, seconded by Ms. Harris, to ratify the following Certified Massage Technician applications issued by the Division of Professional Regulation for:

Brandi Donovan
Lisa Davila
Robin Shipley
Christina Gott
Danyetta L. Crawford
Gregory V. Maiuri
Allison Z. Johnson
Ashley N. Griffin
Melody M. Mercandante
Laura E. LaFazia
Paul C. Donovan

The motion unanimously carried.

Ratification of License Massage Therapists Applications

A motion was made by Ms. Horsman, seconded by Ms. Harris, to ratify the following Licensed Massage Therapist applications for:

Michele L. Bartley
Viktoriya V. Moore
Janara K. Bowman
Dustyn R. Thompson
Patricia S. Draper

The motion unanimously carried.

Application Reviews

There were no applications for the Board to review.

Complaint Updates

The Board was informed of the statuses of the complaints below were as follows:

Complaint # 20-02-09 – Unassigned
Complaint # 20-01-10 - Closed
Complaint # 20-02-10 – Sent to AG's office
Complaint # 20-03-10 – Sent to AG's office
Complaint # 20-04-10 – Sent to AG's office
Complaint # 20-05-10 - Unassigned
Complaint # 20-06-10 – Sent to AG's office
Complaint # 20-01-08 – Sent to AG's office
Complaint # 20-01-09 – Sent to AG's office

CORRESPONDENCE

None

OTHER BUSINESS

There was no other business brought before the Board.

PUBLIC COMMENT

There were no public comments.

NEXT SCHEDULED MEETING

The next meeting is scheduled for April 15, 2010 at 1:30 p.m. The Board will hold a workshop before the next regularly scheduled meeting to discuss the April 6 Sunset Review meeting, answer any questions, and work on language for Statute and Rules.

ADJOURNMENT

There being no further business, a motion was made by Ms. Horsman, seconded by Ms. Harris, to adjourn the meeting. The motion was unanimously carried. The meeting was adjourned at 1:38 p.m.

Respectfully submitted,

A handwritten signature in black ink that reads "Nancy Fields". The signature is written in a cursive, flowing style.

Nancy Fields
Administrative Specialist II for
Board of Massage and Bodywork